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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN JOSE DIVISION

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19 UNITED STATES OF AMERICA, ) No. CR 07-00215 JF  
20 Plaintiff, ) STIPULATION AND [PROPOSED]  
21 v. ) ORDER CONTINUING STATUS  
22 CURTIS LEIGH PARRY, ) HEARING AND EXCLUDING TIME  
23 Defendant. ) FROM THE SPEEDY TRIAL ACT  
24 ) CALCULATION (18 U.S.C.  
25 ) § 3161(h)(8)(A))

26 This matter is scheduled before the Court for a status hearing on March 4, 2009. Due to  
27 defense counsel's unavailability on that date, the parties respectfully request that defendant's  
28 status hearing be continued until March 25, 2009. The parties agree, and the Court finds and  
holds, as follows:

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30 1. Defendant's status hearing is continued to March 25, 2009.  
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32 2. The time between March 4, 2009 and March 25, 2009 is excluded under the  
33 Speedy Trial Act. The parties agree that the failure to grant the requested continuance would  
34 unreasonably deny defense counsel reasonable time necessary for effective preparation, taking  
35 into account the exercise of due diligence. Finally, the parties agree that the ends of justice

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37 STIPULATION AND [PROPOSED] ORDER  
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1 served by granting the requested continuance outweigh the best interest of the public and the  
2 defendant in a speedy trial and in the prompt disposition of criminal cases. 18 U.S.C. §  
3 3161(h)(8)(A).

4 IT IS SO STIPULATED:

5 DATED: 3/3/09

6 /s/  
7 NICHOLAS HUMY  
8 Attorney for Defendant Parry

9  
10 IT IS SO ORDERED.

11 DATED: 3/4/09

12 /s/  
13 JOSEPH A. FAZIOLI  
14 Assistant United States Attorney

15   
16 JEREMY FOGEL  
17 UNITED STATES DISTRICT JUDGE